THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.14233 of 2007

Dated:18.07.2007

Between:

M.Poorna Chander, S/o.Late M.Eshwar Lal.

...Petitioner

and

The Mandal Revenue Officer, Wanaparthy, Mahabubnagar District,
and another.

...Respondents.

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WRIT PETITION No.14233 of 2007

ORDER:

The petitioner filed the instant Writ Petition assailing the Family Members Certificate bearing Lr.No.F/2604/2006, dated 08.06.2006, issued in favour of the second respondent as illegal and arbitrary.

The petitioner claims that he is the adopted son of Eshwar Lal. The said Eshwar Lal initially married Prabhavatamma, through which, he got the second respondent herein. Subsequently, Eshwar Lal married Seetharamamma, but he had no male issues. He allegedly brought up the petitioner as his adopted son, and the petitioner allegedly performed the last rites of Eshwar Lal, who died on 01.04.2006. The petitioner, after coming to know that the second respondent obtained Dependant Certificate from the first respondent, approached the first respondent. By an endorsement dated 23.01.2007, he was informed that the Dependant Certificate is already issued on 08.06.2006 in favour of the second respondent. He obtained a copy thereof, and filed the instant Writ Petition.

The matter was initially heard on 09.07.2007. Learned Assistant Government Pleader for Revenue (General-T) brought to the notice of this Court that the petitioner has already approached the Revenue Divisional Officer, Wanaparthy, and filed a representation, on which the Revenue Divisional Officer has already passed orders. Therefore, the matter was adjourned. Today, the learned Assistant Government Pleader has produced a copy of the letter/representation given by the petitioner on 05.02.2007 requesting for a Dependant Certificate. He also submits that after considering

the same, the Revenue Divisional Officer directed the Mandal Revenue Officer to cancel the Dependant/Family Members Certificate issued to the second respondent. Therefore, the petitioner has to approach the first respondent after obtaining a copy of the communication from the Office of the Revenue Divisional Officer.

The Writ Petition is misconceived, and is accordingly dismissed. No costs.

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(V.V.S.RAO, J)

18.07.2007
vs